

**NOTICE OF HEARING ON PETITION FOR REINSTATEMENT
OF DONALD J. HARMAN TO PRACTICE LAW**

PLEASE TAKE NOTICE that on **September 28, 2004, at 10:00 a.m.**, a public hearing will be held before Referee Russell Hanson at the LaCrosse County Courthouse, 333 Vine Street, La Crosse, Wisconsin 54601, on the petition of Donald J. Harman (Harman) of La Crosse to reinstate his Wisconsin law license. Any interested person may appear at the hearing and be heard in support of, or in opposition to, the petition for reinstatement.

The Wisconsin Supreme Court suspended Harman's license for six months, effective August 1, 2001, based upon Harman's commission of multiple acts of professional misconduct consisting of (1) endorsing a settlement check without authorization to do so; (2) failing to provide prompt written notice that he was holding funds to which another was entitled, and failing to deliver those funds; (3) holding funds in trust in which he had a partial interest and thereafter making trust disbursements prior to an agreed severance of interest in the funds; (4) undertaking a case despite having a conflict of interest; (5) intentionally and without authorization revealing sensitive information relating to his representation of a client; (6) arranging for a meeting in violation of a no-contact order; (7) using information related to his representation of a former client to her disadvantage during his representation of a different client; and (8) using information related to his representation of a former client to her disadvantage by sending her medical records to various persons in an effort to undermine his former client's credibility. *Disciplinary Proceedings Against Harman*, 2001 WI 71, 244 Wis. 2d 438, 628 N.W.2d 362. The six-month suspension was Harman's fourth instance of receiving professional discipline.

As to reinstatement, Harman is required to demonstrate by clear, satisfactory and convincing evidence that, among other things, his conduct since the suspension has been exemplary and above reproach; he has a proper understanding of and attitude toward the standards that are imposed upon members of the bar and will act in conformity with the standards; he can safely be recommended to the legal profession, the courts and the public as a person fit to be consulted by others and to represent them and otherwise act in matters of trust and confidence and in general to aid in the administration of justice as a member of the bar and as an officer of the courts; he has fully described all of his business activities during the period of suspension; that he has the moral character to practice law in Wisconsin; and that he has fully complied with the terms of the order of suspension and with the requirements of SCR 22.26.

An earlier reinstatement petition filed by Harman was denied by the Wisconsin Supreme Court in 2003, based upon the Court's determination that Harman failed to prove that his resumption of the practice of law will not be detrimental to the administration of justice or subversive of the public interest. *Disciplinary Proceedings Against Harman*, 2003 WI 45, 261 Wis. 2d 322, 661 N.W.2d 403.

Further information may be obtained from either Office of Lawyer Regulation (OLR) Investigator Kay Sievers, 110 East Main Street, Suite 315, Madison, Wisconsin 53703-3383, 1-877-315-6941 (toll free), or from OLR Retained Counsel Robert G. Krohn, 24 North Henry Street, P.O. Box 151, Edgerton, Wisconsin 53534-0151, (608) 884-3391.